

REMARKS:

Claims 1-29 are currently pending in the application.

Claims 1-28 are hereby canceled without *prejudice*.

Claims 30-54 are hereby added herewith.

Claims 1, 4-10, 13-19, and 22-29 stand rejected under 35 U.S.C. § 103(a) over U.S. Publication No. 2002/0035511 A1 to Haji et al. (“*Haji*”) in view of U.S. Patent No. 6,260,024 to Shkedy (“*Shkedy*”) and in further view of U.S. Patent No. 6,105,004 to Halperin et al. (“*Halperin*”).

Claims 2, 11, and 20 stand rejected under 35 U.S.C. § 103(a) over *Haji* in view of *Shkedy* and *Halperin* and in further view of Official Notice.

Applicant respectfully submits that all of Applicant’s arguments and amendments are without *prejudice* or *disclaimer*. In addition, Applicant has merely discussed example distinctions from the cited prior art. Other distinctions may exist, and as such, Applicant reserves the right to discuss these additional distinctions in a future Response or on Appeal, if appropriate. Applicant further respectfully submits that by not responding to additional statements made by the Examiner, Applicant does not acquiesce to the Examiner’s additional statements. The example distinctions discussed by Applicant are considered sufficient to overcome the Examiner’s rejections. In addition, Applicant reserves the right to pursue broader claims in this Application or through a continuation patent application. No new matter has been added.

REJECTION UNDER 35 U.S.C. § 103(a):

Claims 1, 4-10, 13-19, and 22-29 stand rejected under 35 U.S.C. § 103(a) over *Haji* in view of *Shkedy* and in further view of *Halperin*. Claims 2, 11, and 20 stand rejected under 35 U.S.C. § 103(a) over *Haji* in view of *Shkedy* and *Halperin* and in further view of Official Notice.

Applicant respectfully submits that the *amendments to Claim 29 and new Claims 30-54 have rendered moot the Examiner’s rejection of these claims and the Examiner’s arguments in support of the rejection of these claims*. Applicants further respectfully submit that amended

independent Claims 29 and new Claims 30-54 in their current form contain unique and novel limitations that are not taught, suggested, or even hinted at in *Haji*, *Shkedy*, *Halperin*, or the Examiner’s Official Notice, either individually or in combination. Thus, Applicant respectfully traverses the Examiner’s obvious rejection of Applicant’s Claims under 35 U.S.C. § 103(a) over the proposed combination of *Haji*, *Shkedy*, *Halperin*, or the Examiner’s Official Notice, either individually or in combination.

The Proposed *Haji-Shkedy-Halperin* Combination Fails to Disclose, Teach, or Suggest Various Limitations Recited in Applicant’s Claims

For example, with respect to independent Claim 30, this claim recites:

A system for locally generating price quotes, the system comprising:
a network coupled with a plurality of buyer computers and a plurality of sellers;
a database coupled with each of the plurality of buyer computers; and
a server coupled with each of the plurality of buyer computers, wherein
the server is configured to:
 receive one or more pricing tools from one or more of the plurality of sellers, the one or more pricing tools configured to generate one or
more price quotes for one or more corresponding plurality of sellers;
 locally store the one or more pricing tools received from one or more of the plurality of sellers in the database coupled with each of the plurality of buyer computers, such that the one or more pricing tools are locally accessible
to the server coupled with each of the plurality of buyer computers;
 access a request for quote (RFQ) specifying an order comprising quantities of one or more items, the RFQ requesting a price quote for the order;
 communicate the RFQ to the locally accessible one or more pricing
tools stored in the database;
 using the locally accessible one or more pricing tools received
from one or more of the plurality of sellers, *locally generate, at the corresponding buyer computer, one or more price quotes for the order*; and
 provide the locally generated one or more price quotes for the
order for possible further action by the corresponding buyer computer.

(Emphasis Added). In addition, *Haji*, *Shkedy*, or *Halperin*, either individually or in combination, fail to disclose each and every limitation of independent Claims 29, 38, 46, and 54.

Applicant's Claims are Patentable over the Proposed *Haji-Shkedy-Halperin-Official-Notice Combination*

Independent Claims 29, 30, 38, 46, and 54 are considered patentably distinguishable over the proposed combination of *Haji*, *Shkedy*, and *Halperin*.

Furthermore, with respect to dependent Claims 31-37, 39-45, and 47-53: Claims 31-37 depend from independent Claim 30; Claims 39-45 depend from independent Claim 38; and Claims 47-53 depend from independent Claim 46. As mentioned above, each of independent Claims 30, 38, and 46 are considered distinguishable over *Haji*, *Shkedy*, or *Halperin*. Thus, dependent Claims 31-37, 39-45, and 47-53 are considered to be in condition for allowance for at least the reason of depending from an allowable claim.

For at least the reasons set forth herein, Applicant respectfully submits that Claims 29-54 are not rendered obvious by the proposed combination of *Haji*, *Shkedy*, *Halperin*, and the Examiner's Official Notice. Applicant further respectfully submits that Claims 29-54 are in condition for allowance. Thus, Applicant respectfully requests that the rejection of Applicant's Claims under 35 U.S.C. § 103(a) be reconsidered and that Claims 29-54 be allowed.

CONCLUSION:

In view of the foregoing amendments and remarks, this application is considered to be in condition for allowance, and early reconsideration and a Notice of Allowance are earnestly solicited.

Although Applicant believes no fees are deemed to be necessary; the undersigned hereby authorizes the Director to charge any additional fees which may be required, or credit any overpayments, to **Deposit Account No. 500777**. If an extension of time is necessary for allowing this Response to be timely filed, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) to the extent necessary. Any fee required for such Petition for Extension of Time should be charged to **Deposit Account No. 500777**.

Please link this application to Customer No. 53184 so that its status may be checked via the PAIR System.

Respectfully submitted,

3 November 2008

Date

/Steven J. Laureanti/signed

Steven J. Laureanti, Registration No. 50,274

BOOTH UDALL, PLC
1155 W. Rio Salado Pkwy., Ste. 101
Tempe AZ, 85281
214.636.0799 (mobile)
480.830.2700 (office)
480.830.2717 (fax)
steven@boothudall.com

CUSTOMER NO. 53184